

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANIEL JOSEPH GARRIS,

Defendant.

Case No. CR06-096-JCC

SUMMARY REPORT OF U.S.  
MAGISTRATE JUDGE AS TO  
ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

An evidentiary hearing on a petition for violation of supervised release in this case was scheduled before the undersigned Magistrate Judge on June 22, 2007. The United States was represented by Assistant United States Attorney, Ms. Karyn Johnson, and the defendant by Ms. Jennifer Wellman. The proceedings were recorded on cassette tape.

The defendant had been charged and convicted of Mail Theft. On or about June 13, 2007, defendant was sentenced by the Honorable John C. Coughenour to a term of 122 days in custody, which had been served by defendant at the time of sentencing, followed by three (3) years of supervised release.

In addition to the standard conditions of supervised release, which includes compliance with all local, state, and federal laws, special conditions of supervised release were imposed. These special conditions included, but were not limited to, mental-health and substance-abuse treatment programs, financial disclosure, restitution in the amount of

01 \$2,471.25, consent to search; must possess a valid ID; and 90 days of home confinement.

02 In a Petition for Warrant or Summons for Offender Under Supervision dated May 17,  
03 2007, Mr. Christopher S. Luscher, U.S. Probation Officer, alleges the following violations of  
04 defendant's conditions of supervised release:

05 (1) Using methamphetamine on or about April 27, May 5, and May 14, 2007, in  
06 violation of standard condition No. 7.

07 (2) Using cocaine on or about March 1, and May 14, 2007, in violation of  
08 standard condition No. 7.

09 (3) Using marijuana on or about March 1, 2007, in violation of standard  
10 condition No. 7.

11 (4) Using alcohol on or about May 5, 2007, in violation of the special condition  
12 requiring his abstinence from alcohol.

13 (5) Failing to appear for urinalysis testing on May 7, 2007, in violation of the  
14 special condition requiring him to submit to urinalysis testing to determine if he has reverted  
15 to the use of drugs.

16 (6) Associating with a person convicted of a felony, on or about May 14, 2007, in  
17 violation of standard condition No. 9.

18 The defendant was advised of his rights, acknowledged those rights, and admitted to  
19 alleged violation numbers 1 through 5. Alleged violation number 6 was withdrawn and  
20 dismissed by the government.

21 I therefore recommend that the Court find the defendant to have violated the terms  
22 and conditions of his supervised release as to violation numbers 1 through 5, and that the  
23 Court conduct a hearing limited to disposition. A disposition hearing on these violations has  
24 been set before the Honorable John C. Coughenour on September 14, 2007, at 9:00 a.m.

01 Pending a final determination by the Court, the defendant has been detained.

02 DATED this 22nd day of June, 2007.

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05 JAMES P. DONOHUE  
06 United States Magistrate Judge

07  
08 cc: District Judge: The Hon. John C. Coughenour  
09 AUSA: Ms. Karyn S. Johnson  
10 Defendant's attorney: Ms. Jennifer E. Wellman  
11 Probation officer: Mr. Christopher S. Luscher  
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